



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

Patent Department  
Bayer Polymers LLC  
100 Bayer Road  
Pittsburgh PA 15205-9741

**COPY MAILED**

**AUG 2 0 2004**


**OFFICE OF PETITIONS**

In re Application of	:	
Lockhart, Dvorchak & Gindin	:	
Application No.: 10/761,015	:	DECISION NOTING JOINDER
Filed: January 20, 2004	:	OF INVENTOR & PETITION
Attorney Docket No.: PO-7945C/ MD-02-189C	:	UNDER 37 CFR 1.47(A)
For: UV-CURABLE WATERBORNE	:	DISMISSED AS MOOT
POLYURETHANE DISPERSIONS FOR SOFT	:	
TOUCH COATINGS	:	

The above-identified application was filed on January 20, 2004 without an executed declaration. Accordingly, on April 23, 2004, the Office of Initial Patent Examination mailed a "Notice of Missing Parts of Nonprovisional Application," requesting that petitioners submit an executed declaration and a surcharge for the late filing of an executed declaration within an extendable two month period. On May 7, 2004 (certificate of mailing date May 5, 2004), petitioners filed a petition under 37 CFR 1.47(a) because one inventor, Michael J. Dvorchak, was unavailable to sign the declaration. On May 19, 2004 (certificate of mailing date May 17, 2004), petitioners submitted another declaration signed by Mr. Dvorchak that is in compliance with 37 CFR 1.63.

In view of the joinder of the previously unavailable inventor, consideration under 37 CFR 1.47(a) is moot and therefore, no petition fee has been charged. This application does not have any rule 1.47(a) status and no such status should appear on the file wrapper. This application need not be returned to this office for any further consideration under 37 CFR 1.47(a).

This application will be forwarded to Technology Center 1700 for examination in due course. Telephone inquiries should be directed to the undersigned at (703) 308-6712.

  
E. Shirene Willis  
Senior Petitions Attorney  
Office of Petitions